

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 3181 - SB 3290**

February 22, 2010

**SUMMARY OF BILL:** Requires registering agencies to develop, provide, and maintain an annual sexual offender class for all sexual offenders whose victim was 15 years old or younger and to establish a fee payable by offenders to cover all class costs. Requires class to be offered at no cost if the offender is indigent. Creates a Class A misdemeanor for any offender who fails to attend the annual class.

**ESTIMATED FISCAL IMPACT:**

**Increase State Revenue – \$3,000**

**Increase State Expenditures – \$2,400**

**Increase Local Revenue – \$9,400**

**Increase Local Expenditures – \$11,900\***

**Assumptions:**

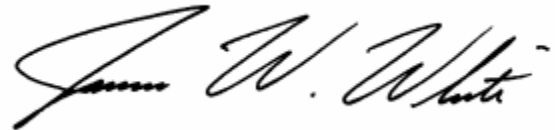
- According to Board of Probation and Parole (BOPP), two classes will be offered in each of BOPP's eight districts in addition to classes offered by other registering agencies.
- According to the Tennessee Bureau of Investigation (TBI), there are approximately 8,215 sexual offenders and violent sexual offenders on the sexual offender registry whose victim was under the age of 15.
- Based on information provided by BOPP and TBI, BOPP supervises 24 percent (or 1,972) of registered sexual offenders whose victim was under 15.
- Local registering agencies will assess a \$20 fee per class. Approximately 75 percent of offenders will attend class. Ninety percent of offenders are considered indigent. Local governments will collect class fees from 10 percent of offenders resulting in an increase to local government revenue of \$9,360  $[(6,243 \times 75\% \times 10\%) \times \$20]$ .
- According to BOPP, a class fee has not been established.
- BOPP will assess a \$20 fee per class. Approximately 75 percent of offenders will attend class. Ninety percent of offenders are considered indigent. BOPP will collect class fees from 10 percent of offenders resulting in an increase to state revenue of \$2,958  $[(1,972 \times 75\% \times 10\%) \times \$20]$ .
- According to BOPP, five overtime hours will be required for officers to prepare for and conduct each class. There will be a cost of \$29.63 per hour for each class resulting in an increase to state expenditures of \$2,370  $(5 \times \$29.63 \times 16)$ .

- Local registering agencies will require five overtime hours for officers to prepare for and conduct each class. There will be a cost of \$25 per hour for each class resulting in an increase to local government expenditures of \$11,875 (5 x \$25 x 95).
- There will not be a sufficient number of prosecutions for state or local government to experience any significant increase in revenue or expenditures.

*\*Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

## **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

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